

April 11, 1983

LB 158

fair to give Senator Wittala \$10,000 when he has waived his right to file let's say a \$5 million lawsuit if his disability is comparable to that of the quadriplegic in Omaha that had an old rotten ninety year old maple tree fall on him and crush him due to no fault of his own. Now my amendment would simply raise from \$10,000 to \$10,375 the amount of money, the amount of compensation Senator Wittala will get. So in this vote right here we are arguing over \$375 a year and that is all as a compromise that we are offering to resolve this problem. I would ask that you support this amendment. Thank you, Mr. President.

SENATOR LANDIS: Thank you, Senator Hoagland. We will be voting now on the Hoagland amendment to the Barrett amendment. The board will be held open for 30 seconds and this is an amendment to an amendment, a simple majority is enough to carry. All those in favor vote aye. All those opposed vote no. Voting aye, Mr. Clerk.

CLERK: Senator Landis voting yes.

SENATOR LANDIS: The board will be held open 7 more seconds. The Clerk will record.

CLERK: 8 ayes, 24 nays, Mr. President, on adoption of Senator Hoagland's amendment.

SENATOR LANDIS: Senator Hoagland's amendment fails. We return to the Barrett amendment. Senator Kilgarin followed by Senator Nichol. Senator Kilgarin waives. Senator Nichol, you are recognized.

SPEAKER NICHOL: Mr. Chairman and members of the Legislature, Senator Barrett, would you respond to a question, please, and the question is, do you still have a one week waiting period when you are injured on the job before you start drawing workmen's comp?

SENATOR BARRETT: Negative, Senator Nichol.

SPEAKER NICHOL: You don't wait a week?

SENATOR BARRETT: No. You are thinking of unemployment insurance, I believe.

SPEAKER NICHOL: No, I am not, I am thinking of workmen's comp. You used to wait a week before you drew workmen's comp, then if you were off six weeks or more then you went back and picked up the first week. Is that the way this works?